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ILLINOIS COMMERCE COMMISSION**

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**STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION**

CHIEF CLERK'S OFFICE

COMMONWEALTH EDISON COMPANY)

Petition for expedited approval of)
implementation of a market-based)
alternative tariff, to become effective on)
or before May 1, 2000, pursuant to Article)
IX and Section 16-112 of the Public)
Utilities Act.)

Docket No. 00-0259

**PETITION TO INTERVENE AND COMMENTS OF THE
MIDWEST INDEPENDENT POWER SUPPLIERS COORDINATION GROUP**

Pursuant to Section 200.200 of the Commission's Rules of Practice (83 Ill. Admin. Code, Part 200 et seq.), the Midwest Independent Power Suppliers Coordination Group ("MWIPS") hereby petitions the Illinois Commerce Commission ("Commission") to be permitted to intervene and participate as a party in the above-captioned proceeding. In support of its Petition, MWIPS states as follows. On March 31, 2000, Commonwealth Edison Company ("ComEd") filed a petition for expedited approval of implementation of a market-based alternative tariff to become effective on or before May 1, 2000, pursuant to Article IX and Section 16-112 of the Public Utilities Act. If ComEd's Petition is granted, a market-based methodology will replace the neutral fact-finder process that is currently in use. This change will have a significant impact on retail customers taking delivery service from ComEd as well upon the current and future alternate suppliers that supply electricity to those customers and upon the entities that supply electricity at wholesale to such alternate suppliers.

1. MWIPS is a group of leading competitive power suppliers¹ that share an interest in achieving full and fair competition in Illinois. MWIPS members that currently supply electricity in Illinois, at retail or at wholesale, or that plan to enter the Illinois market in the future, will be affected by the outcome of this proceeding.²

2. The Notice issued in this docket on April 5, 2000 requested that potential intervenors comment on the procedural schedule set out in the ComEd's Petition no later than April 10, 2000. The notice proposed a schedule that would result in the issuance of a Commission order by April 27, 2000. MWIPS appreciates the fact that ComEd and the parties who filed affidavits in support of the proposed tariff would like to have an alternative to the Neutral Fact Finder in place before summer. However, MWIPS believes the proposed schedule does not allow time for the parties to fully analyze the market-based alternative tariff and to provide comments or propose modifications or alternate approaches. In addition the proposed schedule does not allow time for the parties to respond to one another. This accelerated timing will prevent the Commission from being fully informed as to whether the proposed method of calculating the alternative market value will adequately addresses the problems associated with the neutral fact finder approach.

¹MWIPS member companies are: Calpine Corporation, Dynegy, Inc., Enron, Indeck Energy Services, NRG Energy, Inc., PG&E Energy Services, PG&E Generating, Tenaska, Inc., and WPS Power Development, Inc.

²The positions contained in this Petition to Intervene and Comments or in any other document filed in this proceeding by MWIPS do not necessarily represent the position of each individual MWIPS member.

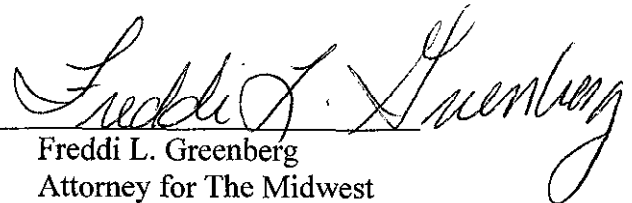
3. If ComEd's proposal schedule is adopted, the Commission's order should specify a deadline for the filing of ComEd's report evaluating the effect of implementation of the proposed tariffs. In addition, the Commission's order should provide for additional workshops and a procedure that will result in a Commission order that either determines that the proposed tariffs need no further modification or establishes a process for further consideration of the necessary modifications. Finally, the Commission's order should include provisions that will allow a customer who has signed a contract for the Power Purchase Option (Market Index) to terminate that contract on 30 days notice without regard to the date of contract expiration at any time before the Commission reviews ComEd's report and determined that there is no need to modify the tariffs proposed in this docket.

4. MWIPS requests that the following be added to the service list in this proceeding:

Freddi L. Greenberg
Attorney at Law
1603 Orrington Avenue
Suite 1050
Evanston, Illinois 60201

WHEREFORE, for the reasons set out above, MWIPS respectfully requests that it be granted leave to intervene and to be treated as a party to this proceeding pursuant to Section of the Commission's Rules of Practice.

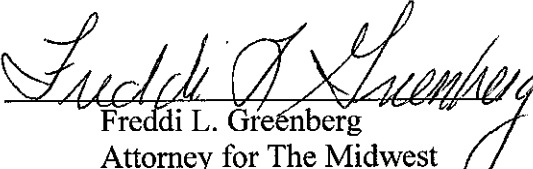
Respectfully submitted,

By: 
Freddi L. Greenberg
Attorney for The Midwest
Independent Power Suppliers
Coordination Group

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847-864-4010
847-864-4037 (facsimile)
ARDC No. 1046837

VERIFICATION

I, Freddi L. Greenberg, first being duly sworn upon oath, depose and say that I am the attorney for The Midwest Independent Power Suppliers Coordination Group; that I have read the foregoing Petition to Intervene and Comments of The Midwest Independent Power Suppliers Coordination Group and know the contents thereof; that said contents are true in substance and in fact, except as to those matters stated upon information and belief, and as to those, I believe the same to be true.


Freddi L. Greenberg
Attorney for The Midwest
Independent Power Suppliers
Coordination Group

SUBSCRIBED AND SWORN TO
before me this 10th day of April, 2000.


Notary Public



**STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION**

COMMONWEALTH EDISON COMPANY)

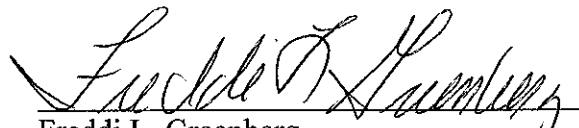
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Docket No. 00-0259

NOTICE OF FILING

TO: Attached Service List

PLEASE TAKE NOTICE that on this 10th day of April, 2000, I have filed with the Chief Clerk of the Illinois Commerce Commission, Petition to Intervene and Comments of The Midwest Independent Power Suppliers Coordination Group, copies of which are hereby served upon you.



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ILLINOIS COMMERCE COMMISSION**

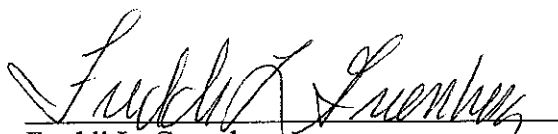
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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Notice of Filing, together with the Petition to Intervene and Comments of The Midwest Independent Power Suppliers Coordination Group, was served upon the parties on the attached service list by first class U.S. mail, postage prepaid, on the 10th day of April, 2000.


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